## UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

| UNITED STATES OF AMERICA,      | ) |                         |
|--------------------------------|---|-------------------------|
| ex rel., MARJORIE PRATHER,     | ) |                         |
|                                | ) |                         |
| Plaintiff,                     | ) |                         |
|                                | ) | Civil No. 3:12-CV-00764 |
| v.                             | ) | Judge Aleta A. Trauger  |
|                                | ) |                         |
| BROOKDALE SENIOR LIVING        | ) |                         |
| COMMUNITIES, INC.; BROOKDALE   | ) |                         |
| LIVING COMMUNITIES, INC.;      | ) |                         |
| BROOKDALE SENIOR LIVING, INC.; | ) |                         |
| INNOVATIVE SENIOR CARE HOME    | ) |                         |
| HEALTH OF NASHVILLE, LLC; and  | ) |                         |
| ARC THERAPY SERVICES, LLC;     | ) |                         |
| ,                              | ) |                         |
| Defendants.                    | ) |                         |
|                                |   |                         |

## **ORDER**

The defendants' Motion to Dismiss the Second Amended Complaint pursuant to Rules 12(b)(6) and 9(b) (Docket No. 78) is **GRANTED** with prejudice. This Order constitutes the judgment in this case.

It is so **ORDERED**.

Enter this 5th day of November 2015

ÅLETA A. TRAUGER,

United States District Judge